

USDC SDNY
DATE SCANNED

4/25/08

STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

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ANDREW M. CUOMO
Attorney GeneralLESLIE G. LEACH
Executive Deputy Attorney General
Division of State CounselJUNE DUFFY
Assistant Attorney General in Charge
Litigation Bureau**MEMO ENDORSED**

April 24, 2008

By FaxThe Honorable Douglas F. Eaton
United States Magistrate Judge
United States District Court
Southern District of New York
500 Pearl Street, Room 1360
New York, New York 10007
Fax #: 212-805-6181USDC SDNY
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Re: Hofelich v. Ercole, 08-CV-2193 (PKC) (DFE)

Dear Judge Eaton,

This office has received requests for representation from four of the six defendants in this pro se prisoner complaint apparently alleging Eighth Amendment violations in medical care. I have been assigned to the case on behalf of this office. It appears from the docket sheet that an answer from at least one of the defendants may be due as early as today. On behalf of the served defendants, I respectfully request that June 12, 2008, be set as the deadline to respond to the complaint by answer or motion for all defendants served up to that time.

The time requested is needed to investigate plaintiff's claims and prepare an appropriate response. It appears that plaintiff has two other cases, 06-Civ-13697 and 07-Civ-8059, which may be factually related. The time requested also reflects my vacation, which will be approximately from May 21 to June 9.

4/24/08 - I grant this
request.

Respectfully submitted,

Douglas F. Eaton
STEVEN N. SCHULMAN (SS3894)
Assistant Attorney General

cc: By Post
Jason Hofelich
01-A-5996
Elmira Correctional Facility
P.O. Box 500
Elmira, New York 14902-0500

MEMO ENDORSED